

MINUTES OF REGULAR MEETING HELD JUNE 3, 2014

Pursuant to rules of Council of the Town of Westfield, the members thereof convened in regular session Tuesday evening, June 3, 2014 at 8:00 p.m.

Mayor Skibitsky made the following announcements:

“Prior to convening in regular session, there was an agenda session which was open to public and advertised.”

“The adequate notice of this meeting as required by the Open Public Meetings Act, was provided by the posting, mailing and filing of the annual notice of regularly scheduled meetings of the Town Council on December 17, 2013. The notice was, on that date, posted on the bulletin board in the Municipal Building, mailed to THE WESTFIELD LEADER, AND THE STAR LEDGER, and filed with the Clerk of the Town of Westfield.”

PRESENT: Mayor Skibitsky, Council Members Arena, Neylan, LoGrippe, Foerst, Della Fera, Kimmins, Oliveira

ABSENT: Councilman Loughlin

Invocation was given by Councilman LoGrippe

PRESENTATIONS

APPOINTMENT

ADVERTISED HEARINGS

The Council proceeded to the hearing entitled, “SPECIAL ORDINANCE NO 2191-BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW INFORMATION TECHNOLOGY EQUIPMENT AND A NEW AUTOMOTIVE VEHICLE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE TOWN OF WESTFIELD, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$2,800,000 TO PAY THE COST THEREOF, TO APPROPRIATE TOWN TRUST FUND MONEYS AND STATE GRANTS, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.”

Advertised returnable this evening.

Mayor Skibitsky declared the hearing closed.

The Council then proceeded to the hearing entitled, “SPECIAL ORDINANCE NO. 2199 – AN ORDINANCE PROVIDING FOR THE REPLACEMENT OF SIDEWALK AND CONSTRUCTION OF NEW SIDEWALK AT VARIOUS LOCATIONS IN THE TOWN AND THE APPROPRIATION OF MONIES NECESSARY THEREFOR.”

Advertised returnable this evening.

Mayor Skibitsky declared the hearing closed.

The Council then proceeded to the hearing entitled, "GENERAL ORDINANCE NO. 2017 – AN ORDINANCE AMENDING CHAPTER 4 OF THE TOWN CODE OF THE TOWN OF WESTFIELD ENTITLED "ALCOHOLIC BEVERAGES."

Advertised returnable this evening.

David Hall of 544 Topping Hall spoke in opposition to the change in retail consumption licenses. He said he was concerned about the future of the town.

Jim Baker of 150 Lincoln Road spoke against adopting the ordinance that evening since he was under the assumption that it had not been discussed enough in public.

Greg Kasko of 434 Everson Place spoke about a quote in the previous week's Westfield Leader made by a Council member and said he was concerned about the amount of time the ordinance had been discussed in public.

Monica Bergen of 609 St. Marks Avenue said she didn't understand why the Council wants to change the dynamic of the town. She asked that the Council extend the time when the ordinance would be voted upon.

James Murray of 405 Harrison Avenue said he did not understand the problem with changing the law. He said it is time to move forward and that the ordinance was simply allowing people to sit at a bar that already existed. He said he hopes the law gets changed this evening.

Roger Studwell of 444 Birch Place said that the dynamic of the town has already changed and that the downtown is much more vibrant. He said there are more choices to eat and drink in Cranford and Summit than there are in Westfield. He said the clientele in Westfield would not present problems with drunkenness as implied by some.

Linda Habgood of 240 E. Dudley Avenue asked that a study be done to see what the proposed changes would bring. She asked how the percentage of food and drink would be policed.

Joe Hogan of 325 Mountain Avenue said he moved here because of the allure of the town. He said he was in favor of changing the ordinance. He thought many of the people objecting were misinformed and pointed out that the licenses were being expanded and not increased.

Mayor Skibitsky declared the hearing closed.

The Council then proceeded to the hearing entitled, "GENERAL ORDINANCE NO. 2018 – AN ORDINANCE AMENDING CHAPTER 35 OF THE TOWN CODE OF THE TOWN OF WESTFIELD ENTITLED "EXTERIOR PROPERTY MAINTENANCE CODE."

Advertised returnable this evening.

Mayor Skibitsky declared the hearing closed.

The Council then proceeded to the hearing entitled, "GENERAL ORDINANCE NO. 2019 – AN ORDINANCE AMENDING CHAPTER 24 OF THE TOWN CODE OF THE TOWN OF WESTFIELD ENTITLED "STREETS AND SIDEWALKS."

Advertised returnable this evening.

Mayor Skibitsky declared the hearing closed.

The Council then proceeded to the hearing entitled, “GENERAL ORDINANCE NO. 2020 – AN ORDINANCE AMENDING CHAPTER 29 OF THE TOWN CODE OF THE TOWN OF WESTFIELD ENTITLED “TREES, SHRUBS, WEEDS AND OTHER PLANT GROWTH.”

Advertised returnable this evening.

Mayor Skibitsky declared the hearing closed.

The Council then proceeded to the hearing entitled, “GENERAL ORDINANCE NO. 2021 – AN ORDINANCE AMENDING CHAPTER 36 OF THE TOWN CODE OF THE TOWN OF WESTFIELD ENTITLED “FILMING.”

Advertised returnable this evening.

Mayor Skibitsky declared the hearing closed.

The Council then proceeded to the hearing entitled, “GENERAL ORDINANCE NO. 2023 – AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD CHAPTER 11, “FIRE PROTECTION,” ARTICLE III, ”FIRE PREVENTION CODE.”

Advertised returnable this evening.

Mayor Skibitsky declared the hearing closed.

The Council then proceeded to the hearing entitled, “GENERAL ORDINANCE NO. 2024 – ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 13.”

Advertised returnable this evening.

Mayor Skibitsky declared the hearing closed.

PENDING BUSINESS

An ordinance entitled, “SPECIAL ORDINANCE NO. 2191 - BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW INFORMATION TECHNOLOGY EQUIPMENT AND A NEW AUTOMOTIVE VEHICLE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE TOWN OF WESTFIELD, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$2,800,000 TO PAY THE COST THEREOF, TO APPROPRIATE TOWN TRUST FUND MONEYS AND STATE GRANTS, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.” Introduced by Councilman Della Fera, seconded by Councilman Oliveira, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas:	Arena	Nays:	Absent:	Loughlin
	Neylan			
	LoGrippo			
	Foerst			
	Della Fera			
	Kimmins			
	Oliveira			
	Mayor Skibitsky			

An ordinance entitled, “SPECIAL ORDINANCE NO. 2199 - AN ORDINANCE PROVIDING FOR THE REPLACEMENT OF SIDEWALK AND CONSTRUCTION OF NEW SIDEWALK AT VARIOUS LOCATIONS IN THE TOWN AND THE APPROPRIATION OF MONIES NECESSARY THEREFOR.” Introduced by Councilman Della Fera, seconded by Councilman LoGrippo, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas:	Arena	Nays:	Absent:
	Neylan		Loughlin
	LoGrippo		
	Foerst		
	Della Fera		
	Kimmins		
	Oliveira		
	Mayor Skibitsky		

An ordinance entitled, “GENERAL ORDINANCE NO. 2017 – AN ORDINANCE AMENDING CHAPTER 4 OF THE TOWN CODE OF THE TOWN OF WESTFIELD ENTITLED “ALCOHOLIC BEVERAGES.” Introduced by Councilman Foerst, seconded by Councilman Arena, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas:	Arena	Nays:	Absent:
	Neylan	Kimmins	Loughlin
	LoGrippo		
	Foerst		
	Della Fera		
	Oliveira		
	Mayor Skibitsky		

An ordinance entitled, “GENERAL ORDINANCE NO. 2018 – AN ORDINANCE AMENDING CHAPTER 35 OF THE TOWN CODE OF THE TOWN OF WESTFIELD ENTITLED “EXTERIOR PROPERTY MAINTENANCE CODE.” Introduced by Councilman Foerst, seconded by Councilman LoGrippo, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas:	Arena	Nays:	Absent:
	Neylan		Loughlin
	LoGrippo		
	Foerst		
	Della Fera		
	Kimmins		
	Oliveira		
	Mayor Skibitsky		

An ordinance entitled, “GENERAL ORDINANCE NO. 2019 – AN ORDINANCE AMENDING CHAPTER 24 OF THE TOWN CODE OF THE TOWN OF WESTFIELD ENTITLED “STREETS AND SIDEWALKS.” Introduced by Councilman Foerst, seconded by Councilman Arena, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas:	Arena	Nays:	Absent:
	Neylan		Loughlin
	LoGrippo		
	Foerst		
	Della Fera		
	Kimmins		
	Oliveira		
	Mayor Skibitsky		

An ordinance entitled, “GENERAL ORDINANCE NO. 2020 – AN ORDINANCE AMENDING CHAPTER 29 OF THE TOWN CODE OF THE TOWN OF WESTFIELD ENTITLED “TREES, SHRUBS, WEEDS AND OTHER PLANT GROWTH.” Introduced by Councilman Foerst, seconded by Councilman Arena, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas:	Arena	Nays:	Absent:
	Neylan		Loughlin
	LoGrippo		
	Foerst		
	Della Fera		
	Kimmins		
	Oliveira		
	Mayor Skibitsky		

An ordinance entitled, “GENERAL ORDINANCE NO. 2021 – AN ORDINANCE AMENDING CHAPTER 36 OF THE TOWN CODE OF THE TOWN OF WESTFIELD ENTITLED “FILMING.” Introduced by Councilman Foerst, seconded by Councilman LoGrippo, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas:	Arena	Nays:	Absent:
	Neylan		Loughlin
	LoGrippo		
	Foerst		
	Della Fera		
	Kimmins		
	Oliveira		
	Mayor Skibitsky		

An ordinance entitled, “GENERAL ORDINANCE NO. 2023 – AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD CHAPTER 11, “FIRE PROTECTION,” ARTICLE III, “FIRE PREVENTION CODE.” Introduced by Councilman Della Fera, seconded by Councilwoman Neylan, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas:	Arena	Nays:	Absent:
	Neylan		Loughlin
	LoGrippo		
	Foerst		
	Della Fera		
	Kimmins		
	Oliveira		
	Mayor Skibitsky		

An ordinance entitled, “GENERAL ORDINANCE NO. 2024 – ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 13.” Introduced by Councilwoman Neylan, seconded by Councilman LoGrippo, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas:	Arena	Nays:	Absent:
	Neylan		Loughlin
	LoGrippo		
	Foerst		
	Della Fera		
	Kimmins		
	Oliveira		
	Mayor Skibitsky		

BIDS

MINUTES

PETITIONS AND COMMUNICATIONS

OPEN DISCUSSION BY CITIZENS

John Blake of 809 Carleton Road said he objected to the way the Open Discussion was conducted at the meetings. He said he did not like the fact that a person could not return to the microphone after speaking, since the Council could make comments after he sat down and he was not allowed another chance to speak and respond to any comments made.

Greg Kasko of 434 Everson Place spoke on the Mobile Command Center and asked again about how much it cost the taxpayers when the unit went to Hoboken. He said the unit was not taking part in Superbowl activities, but rather a glorified street fair in Hoboken. He said the only connection he could make was a Special Policeman in Westfield who works in Hoboken. He said that the officers were paid and he wanted to know the cost. The Mayor responded as he had in past meetings indicating that the Police Chief has answered this question but that Mr. Kasko just did not like the answer. The Mayor said that Mr. Kasko should file an OPRA request for whatever documents he wished to have.

BILLS AND CLAIMS

Introduced by Councilman Della Fera, seconded by Councilwoman Neylan.

RESOLVED that the bills and claims in the amount of \$279,240.09 per the list submitted to the members of this Council by the Chief Financial Officer, and approved for payment by the Town Administrator be, and the same are hereby, approved and that payroll warrants previously issued by the Chief Financial Officer be ratified.

REPORTS OF STANDING COMMITTEES:

Finance Policy Committee

The following resolutions, introduced by Councilman Della Fera, Chairman of the Finance Policy Committee, seconded by Councilman Arena were unanimously adopted.

(129) RESOLVED, that the Chief Financial Officer be and hereby is, authorized to draw warrants for unused parking permit fees as follows:

Kathleen Quigley 2259 Evergreen Avenue Scotch Plains, NJ 07090	Smart Card	#2466	\$133.50
Parness & Parness 241 North Avenue W Westfield, NJ 07090	Lot 8	#14080124	\$424.00
Parness & Parness 241 North Avenue W Westfield, NJ 07090	Lot 8	#14080318	\$130.00
Matt Salvato 518 Cory Place Westfield, NJ 07090	Smart Card	#2520	\$41.75

Zhi-qiang Yang 10 Plymouth Road Westfield, NJ 07090	Smart Card #1561	\$95.00
Aashish Rao 208 Embree Court Westfield, NJ 07090	Smart Card #2227	\$166.00

(130) WHEREAS, the County Board of Taxation is unable to certify the tax rate throughout the county in a timely fashion and the Municipal Tax Collector will be unable to mail the tax bills on a timely basis; and

WHEREAS, the Municipal Tax Collector, in consultation with the Municipal Chief Financial Officer, has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3 and they have signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Westfield in the County of Union and the State of New Jersey on this 3rd day of June, 2014, as follows:

- 1. The Municipal Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Town of Westfield for the third installment of 2014 taxes. The Tax Collector shall proceed and take such actions as permitted and required by P.L. 1994, c.72 (N.J.S.A. 54:4-66.2 and 54:4-66.3).
- 2. The entire estimated tax levy for 2014 is hereby set at \$158,218,679.60
- 3. In accordance with the law, the third installation of 2014 taxes shall not be subject to interest until the later of the end of the grace period, or the twenty-fifth calendar day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

CERTIFICATION

	<u>2014</u>
Municipal	\$26,185,518.00
School	\$91,815,746.00
Library	\$ 2,417,777.00
County	\$36,714,542.42
Open Space	<u>\$ 1,085,096.18</u>
	\$158,218,679.60

Divided by the assessed value of \$1,849,048,419

= Tax rate of 8.557

(131) WHEREAS, certain Federal funds are potentially available to the County of Union under Title I of the Housing and Community Development Block Grant Act of 1974, as amended, commonly known as the Community Development Block Grant Program; and

WHEREAS, certain Federal funds are potentially available to the County of Union under Title II of the National Affordable Housing Act of 1990, commonly known as the HOME Investment Partnership program; and

WHEREAS, substantial Federal funds provided through subtitle B of Title IV of the McKinney-Vento Homeless Assistance Act commonly known as the Emergency Solutions Grants program (ESG) are allocated to prevent homelessness and to enable homeless individuals and families to move toward independent living; and

WHEREAS, it is necessary to amend an existing Cooperative Agreement for the County of Union and its people to benefit from this program; and

WHEREAS, it is in the best interest of the Municipality of Westfield and the County of Union in cooperation with each other to enter into a modification of the existing Cooperative Agreement pursuant to N.J.S.A. 40A:65-1 et seq;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Governing Body of the Municipality of Westfield that the agreement entitled "COOPERATIVE AGREEMENT BETWEEN THE COUNTY OF UNION AND CERTAIN MUNICIPALITIES FOR CONDUCTING CERTAIN COMMUNITY DEVELOPMENT ACTIVITIES," dated June 2011, for the Purpose of Inserting a Description of Activities for Fiscal Year 2014-2015 of the Union County Community Development Block Grant program, the HOME Investment Partnership program, and the Emergency Shelter Grant program (ESG), a copy of which is attached hereto; be executed by the Mayor and Municipal Clerk in accordance with the provisions of law;

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon its adoption.

(132) WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., provides a mechanism through which counties and municipalities may enter into agreements for the provision of joint services; and

WHEREAS, Title I of the Housing and Community Development Act of 1974 provides for substantial federal funds being made to certain urban counties for use therein through the Community Development Block Grant ("CDBG") Entitlement Program, HOME Investment Partnerships ("HOME") Program and Emergency Solutions Grants ("ESG") Program; and

WHEREAS, a Cooperative Agreement between the County of Union and the Municipality of Westfield shall be utilized to establish a legal mechanism through which the County government may apply for, receive and disburse federal funds from federal fiscal year 2015, 2016 and 2017 appropriations; and

WHEREAS, it is the desire of the Municipality of Westfield to enter into a Cooperative Agreement with the County of Union for successive three year periods; and

WHEREAS, it is the desire of the County of Union to re-qualify for Entitlement status as an Urban County;

NOW THEREFORE BE IT RESOLVED that the Municipality of Westfield hereby is authorized to enter into and execute said Cooperative Agreement. Said cooperative Agreement is to be substantially in the form of Agreement attached hereto and made a part hereof; and

BE IT FUTHER RESOLVED that a copy of the Resolution shall be forwarded to the County of Union.

(133) WHEREAS, the Board of Trustees of the Westfield Memorial Library, pursuant to authority granted to the Trustees by Statute, has adopted a payroll for employees and the salary amounts;

NOW, THEREFORE BE IT RESOLVED, that the payroll consisting of the following regularly salaried employees of the Westfield Memorial Library be adopted retroactive to be effective January 1, 2014 and that the Chief Financial Officer be authorized to draw warrants to their order, biweekly, as their names appear on the departmental payrolls, and that the Mayor and the Town Clerk be, and they are hereby, authorized to sign a warrant in compliance thereto for the amount of the payroll biweekly:

<u>Name</u>	<u>Title</u>	
Phil Israel	Library Director	\$100,256
Jennifer Schultz	Librarian - Dept. Head	\$ 74,212
Darla Wagner	Librarian – Dept. Head	\$ 68,458
Adrienne Basso	Librarian – Dept. Head	\$ 68,458
Maureen Cooney	Library Associate	\$ 54,170
Issac Labron	Senior Custodian	\$ 42,090
Maryann Prokop	Office Manager	\$ 48,808
Robin Pritschau	Library Assistant II	\$ 44,916
Warren Hoffman	Library Assistant I	\$ 33,320
Michelle Porter	Library Assistant I	\$ 33,320

(134) RESOLVED that the payroll consisting of the following regularly salaried employees of the Fire Department of the Town of Westfield be adopted retroactive to July 1, 2014 and that the Treasurer be authorized to draw warrants to their order biweekly as their names appear on departmental payrolls, and that the Mayor and the Town Clerk be and are hereby authorized to sign a warrant in compliance thereto for the amount of the payroll biweekly:

<u>NAME</u>	<u>POSITION</u>	<u>JULY 1, 2014</u>
Roger Sawicki	Battalion Chief	\$114,721
Robert Buccino	Battalion Chief	\$114,721
Scott Miller	Battalion Chief	\$117,748
James Ryan Jr.	Battalion Chief	\$117,748
Michael Ridge	Lieutenant	\$105,270
Timothy Brennan	Lieutenant	\$108,296
Anthony Tiller	Lieutenant	\$108,296
James Dannevig	Lieutenant	\$105,270
Robert Tarantino	Fire Fighter	\$94,425
R. Brian Dunlap	Fire Fighter	\$97,452
Christopher Love	Fire Fighter	\$97,452
David Mazza	Fire Fighter	\$97,452
Matthew Pereira	Fire Fighter	\$97,452
Thomas Ryan	Fire Fighter	\$97,452
Angelo Bencivenga	Fire Fighter	\$97,452

John McCormack	Fire Fighter	\$97,452
Aldo Tammaro	Fire Fighter	\$97,452
Michael Skubish	Fire Fighter	\$97,452
Rick Jurgens	Fire Fighter	\$97,452
Karl Kelber	Fire Fighter	\$97,452
Michael Sawicki	Fire Fighter	\$97,452
Michael Lanza	Fire Fighter	\$97,452
Kevin McCormack	Fire Fighter	\$97,452
Robert Sawicki	Fire Fighter	\$97,452
Michael Duelks	Fire Fighter	\$97,452
Craig Manning	Fire Fighter	\$97,452
Lou Cerchio	Fire Fighter	\$97,452
Ben Corbin	Fire Fighter	\$97,452

(135) RESOLVED that the payroll consisting of the following regularly salaried employees of the Town of Westfield be adopted retroactively effective to January 1, 2014 and that the Chief Financial Officer be authorized to draw warrants to their order, biweekly, as their names appear on the departmental payrolls, and that the Mayor and the Town Clerk be, and they are hereby, authorized to sign a warrant in compliance thereto for the amount of the payroll biweekly:

<u>Name</u>	<u>Title</u>	
James H. Gildea	Town Administrator	\$160,394
Claire Gray	Town Clerk	\$ 93,535
Joan Thermann	Executive Assistant	\$ 73,681
Liy-Huei Tsai	Chief Financial Officer	\$110,980
Jessica Wang	Payroll/Benefits Manager	\$ 63,149
Susan Noon	Tax Collector	\$ 83,108
Annmarie Switzer	Tax Assessor	\$ 86,228
Steve Freedman	Construction Official	\$105,567
Gavin Handwerker	Municipal Defender	\$ 15,330
Anthony Prieto	Municipal Prosecutor	\$ 32,972
Michael Cuppari	Custodian	\$ 32,968
Bruce Kaufmann	Recreation Director	\$ 93,623
Dolores Kaufmann	Assistant Recreation Director	\$ 71,730
David Wayman	Police Chief	\$143,416
Robin Marko	Administrative Secretary	\$ 64,786

Scott Mersereau	Parking Services Director	\$ 54,374
Kris McAloon	Town Engineer	\$124,906
	Recycling Coordinator	\$ 2,420
Kathleen Neville	Zoning Officer	\$ 73,323
Paul Horta	Town Surveyor	\$ 87,969
William Drew	Town Planner	\$103,705
	Municipal Housing Liaison	\$ 5,000
Claude Shaffer	Public Works Superintendent	\$ 95,807
James Van Blarcom	Supervisor–Public Works	\$ 82,070
Thomas McCoy	Supervisor-Public Works	\$ 82,070
Daniel Kelly	Fire Chief	\$141,076
David Kelly	Deputy Fire Chief	\$125,634
Carol Salvaggio	Court Administrator	\$ 74,655
Brenda Cuba	Municipal Magistrate	\$ 57,858

(136) RESOLVED, that the Chief Financial Officer be authorized to refund the following fees to the following individuals:

<u>Name</u>	<u>Account</u>	<u>Class</u>	<u>Fee</u>
Gail Brickman 1204 Prospect St. Westfield, NJ 07090	Pool Acct. #195 Membership Acct.	Family to Individual	\$270.00
Andrea Richards 407 Park St. Westfield, NJ 07090	Pool Acct. #195 Membership Acct.	Childcare Refund	\$180.00

(137) RESOLVED that the Chief Financial Officer be and she hereby is authorized to draw warrants to the order of the following persons, this amount being overpaid in 2013-2014:

<u>BLOCK/LOT</u>	<u>PROPERTY ADDRESS</u>	<u>YEAR</u>	<u>AMOUNT</u>
306/61 CHIAPPETTA, Russell & Laura	1014 Prospect Street	2014	\$5942.91
1303/5 SHULTIS, Robert & Lorene	804 Mountain Avenue	2014	\$4772.73
1409/3 ELLISON, Michael & Caroline	525 Wychwood Road	2013	\$ 215.03
3113/5 330 LENOX AVE, LLC	330 Lenox Avenue	2013	\$2491.74

(138) WHEREAS, N.J.S.A. 40A:4-87 (Chapter 159, P.L., 1948) provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget or any county or municipality when such item shall

have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, the Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Town of Westfield hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year **2014** in the sum of **\$48,405.57** which is now available from the State of New Jersey, **Clean Communities Fund**, and

BE IT FURTHER RESOLVED that the like sum be, and the same is hereby appropriated under the following caption:

General Appropriations

Clean Communities Program	\$48,405.57
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BE IT FURTHER RESOLVED that one copy of this resolution be forwarded to the Division of Local Government Services by the Town Clerk.

Regarding the following ordinance, Councilman Della Fera, Chairman of the Finance Policy Committee, made the following announcement:

I hereby move that an ordinance entitled, “GENERAL ORDINANCE NO. 2025 – AN ORDINANCE TO AMEND GENERAL ORDINANCE NO. 2009 ENTITLED “AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD CHAPTER 2, “ADMINISTRATION,” ARTICLE II, TOWN OFFICERS AND EMPLOYEES, DIVISION 3, PERSONNEL POSITIONS AND SALARY SCHEDULE,” SEC. 2-12.28,”SCHEDULE.”

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 17TH day of June 2014 at 8:00 o'clock, p.m., or as soon thereafter as the matter can be reached, in the Council Chambers, 425 East Broad Street, Westfield, New Jersey, and that at such time and place or any time and place to which such meeting shall from time to time be adjourned, all persons interested be given the opportunity to be heard concerning said ordinance, and that the Town Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Seconded by Councilwoman Neylan.

The ordinance was approved by the following vote of all present upon roll call as follows:

Yeas:	Arena	Nays:	Absent:	Loughlin
	Neylan			
	LoGrippo			
	Foerst			
	Della Fera			
	Kimmins			
	Oliveira			
	Mayor Skibitsky			

Regarding the following ordinance, Councilman Della Fera, Chairman of the Finance Policy Committee, made the following announcement:

I hereby move that an ordinance entitled, “GENERAL ORDINANCE NO. 2026 – AN ORDINANCE TO AMEND GENERL ORDINANCE 2010 FIXING THE ANNUAL SALARIES FOR THE MAYOR AND COUNCIL MEMBERS AND CERTAIN OFFICERS AND EMPLOYEES OF THE TOWN OF WESTFIELD.”

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 17TH day of June 2014 at 8:00 o'clock, p.m., or as soon thereafter as the matter can be reached, in the Council Chambers, 425 East Broad Street, Westfield, New Jersey, and that at such time and place or any time and place to which such meeting shall from time to time be adjourned, all persons interested be given the opportunity to be heard concerning said ordinance, and that the Town Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Seconded by Councilman Arena.

The ordinance was approved by the following vote of all present upon roll call as follows:

Yeas:	Arena	Nays:	Absent:	Loughlin
	Neylan			
	LoGrippo			
	Foerst			
	Della Fera			
	Kimmins			
	Oliveira			
	Mayor Skibitsky			

Public Safety, Transportation and Parking Committee

The following resolution, introduced by Councilwoman Neylan, Chairman of the Public Safety, Transportation and Parking Committee, seconded by Councilman LoGrippo was unanimously adopted.

(139) WHEREAS, the Police Department of the Town of Westfield has unclaimed property which has come into its possession by finding and recovery by a member of the Police Force acting in the line of duty, and;

WHEREAS, N.J.S.A. 40A:14-157 permits a municipality to adopt a resolution authorizing the sale of such tangible personal property after holding same for a period of at least six (6) months on the condition that the owner, or his whereabouts, is unknown and cannot be ascertained, or if the owner shall refuse to receive such property;

NOW, THEREFORE, BE IS RESOLVED, by the Mayor and Council of the Town of Westfield that the tangible personal property in the possession of the Police Department of the Town of Westfield for more than six (6) months, and whose owner of his whereabouts is unknown and cannot be ascertained or whose owner has refused to receive such property, shall be offered for sale at public auction to the highest bidder in accordance with the law, provided that a minimum price shall be established for the items and that no bid below this price shall be accepted, and;

BE IT FURTHER RESOLVED that all such property not bid on or claimed by owners will be held for future auction with the date to be determined and;

BE IT FURTHER RESOLVED that all such sales at public auction shall be final and payment only by certified check or money order at the time of said auction payable to Town of Westfield, and

BE IT FURTHER RESOLVED that the monies received from the sale of any property shall be paid into the municipal treasury as specified by law, and;

BE IT FURTHER RESOLVED that the appropriate Town officials are hereby authorized and instructed to take such further steps as may be required by law to effect such sale and auction, including the advertising of the sale of such property by other means in addition to the legal notice required by law, and the establishment of a place and time where the merchandise to be offered for sale may be viewed by potential bidders.

Code Review & Town Property Committee

The following resolutions, introduced by Councilman Foerst, Chairman of the Code Review & Town Property Committee, seconded by Councilman LoGrippe were unanimously adopted.

(140) WHEREAS, pursuant to Chapter 24 Article VII Section 24-57 of the Town Code the Town Council has authorized the licensing of Sidewalk Cafés, and

WHEREAS, the establishments listed have made application as required by Sec. 24-48 of the Town Code, and

WHEREAS, the establishments listed have met all the terms and conditions as required,

NOW THEREFORE BE IT RESOLVED, that the Town Council of the Town of Westfield hereby grants licenses to the establishments listed to operate sidewalk cafés and the Town Clerk be, and is hereby authorized to issue said licenses.

Subway
106 Quimby Street

Jeffrey's of Westfield
114 Central Avenue

(141) RESOLVED that the following application for Peddlers License be and the same is hereby approved:

Albert Ogunmoye
Good Humor
1951 Ostwood Terrace
Union, NJ 07083

Nicole Simone
Pops Dogs
112 Greene Place
Westfield, NJ 07090

Mohammad Awawda
Good Humor
1425 46th Street
North Bergen, NJ 07047

BE IT FURTHER RESOLVED that the licenses shall not be issued by the Town Clerk unless the departmental inspections of the premises have been completed and the premises approved for the licensed use.

(142) WHEREAS, Michael Mahoney LLC, made an application to the Town of Westfield to demolish a single-family dwelling, located at 136 Harrow Road, Block 4911, Lot 20, Westfield, New Jersey, and,

WHEREAS, Steve Freedman, Construction Official, certifies to the Town Council that the application meets all requirements of General Ordinance No. 1386, relative to obtaining a demolition permit.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Town Council of the Town of Westfield that approval is hereby granted, pursuant to final approval by Steve

Freedman, Construction Official, to demolish a single-family dwelling at 136 Harrow Road, Block 4911, Lot 20, Westfield, New Jersey.

(143) WHEREAS, Robert Scherer, made an application to the Town of Westfield to demolish a single-family dwelling, located at 406 Edgar Road, Block 2902, Lot 3, Westfield, New Jersey, and,

WHEREAS, Steve Freedman, Construction Official, certifies to the Town Council that the application meets all requirements of General Ordinance No. 1386, relative to obtaining a demolition permit.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Town Council of the Town of Westfield that approval is hereby granted, pursuant to final approval by Steve Freedman, Construction Official, to demolish a single-family dwelling at 406 Edgar Road, Block 2902, Lot 3, Westfield, New Jersey.

(144) WHEREAS, Carol and Stephane Ronget, made an application to the Town of Westfield to demolish a detached garage, located at 620 Downer Street, Block 2710, Lot 15, Westfield, New Jersey, and,

WHEREAS, Steve Freedman, Construction Official, certifies to the Town Council that the application has met all requirements of General Ordinance No. 1386, relative to obtaining a demolition permit.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Town Council of the Town of Westfield that approval is hereby granted, pursuant to final approval by Steve Freedman, Construction Official, to demolish a detached garage at 620 Downer Street, Block 2710, Lot 15, Westfield, New Jersey.

Public Works Committee

Reports of Department Heads

Upon motion by Councilman LoGrippo, seconded by Councilman Arena the meeting was adjourned at 9:08 p.m.

Claire J. Gray
Town Clerk